RE: [EXTERNAL] FOIA 65803 — status request after systems-issue delay (Day-20 passed 6/30)

From Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>

To Clark Baker [redacted]

CC Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>

Date Friday, August 7th, 2026 at 6:17 PM

Good afternoon,

Thanks for your patience. I am waiting for our system to generate a final page count, but so far, the page count is ~800,000 pages, so the estimated date of completion would be a few years. I'll look at the records more closely and reach out with ways we can narrow.

Since your fee category is other, there are no fees associated with this request.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

> **From:** Clark <[redacted]>
> **Sent:** Wednesday, August 5, 2026 7:27 PM
> **To:** Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>

Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: RE: [EXTERNAL] FOIA 65803 — status request after systems-issue delay (Day-20 passed 6/30)

Dear Ms. Pryce,

Thank you — glad the IT issue is resolved. I will look for your page-count update by Friday COB.

Respectfully,

Clark W. Baker

[redacted]

On Wednesday, August 5th, 2026 at 4:41 PM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Good afternoon – I am confirming receipt of your message. IT issue was resolved earlier in the week, working on the page count, will provide an update by Friday COB. Thanks.
>
> Best,
>
> Sonia Pryce
>
> Supervisory Government Information Specialist
>
> Freedom of Information and Privacy Act Branch
>
> National Heart, Lung and Blood Institute
>
> National Institutes of Health
>
> Rockledge I, 400A
>
> Office: (301) 435-7355
>
> Cell: (227) 245-5075
>
> Sonia.Pryce@nih.gov

National Heart, Lung, and Blood Institute

From: Clark <[redacted]>
Sent: Friday, July 31, 2026 4:43 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: [EXTERNAL] FOIA 65803 — status request after systems-issue delay (Day-20 passed 6/30)

Dear Ms. Pryce,

I hope you are well. I am writing for a brief status update on FOIA Case 65803.

On July 2, 2026, you advised that NIH systems issues were preventing uploads to the case-management system and that you were working with IT. I appreciated the candor and have given the office time to resolve that problem.

It has now been about four weeks since that notice. The statutory twenty-working-day period for a determination ran on or about June 30, 2026. I remain ready to work cooperatively on scope, sequencing, and fees, as we did on the June 26 narrowing.

Could you please provide, in writing:

1. Current status of FOIA 65803 (search complete / in review / partial release ready / still blocked by systems issues);

2. Whether the IT/upload problem is resolved, and if not, the estimated date it will be;

3. If the portal remains unavailable, whether NIH can produce records by an alternate method (secure email, encrypted media, or staged partial releases) so the statutory process is not held solely to one upload path;

4. Any page-count or fee estimate now available for the post-narrowing set (previously discussed on the order of ~18,541 items across the three searches), and whether a public-

interest fee waiver application would be useful before a large invoice is generated;

5. A realistic target date for the first production or for a further written status if production is not yet possible.

I am not asking you to bypass review or withholdable material. I am asking that the request not remain indefinitely parked on a technical bottleneck that, at this point, has outlasted a routine IT ticket.

Thank you for your continued attention to 65803. I am happy to hop on a short call if that is easier than email.

Respectfully,

Clark W. Baker

[redacted]

Vero Beach, FL 32967

[redacted]

[redacted]

On Monday, July 27th, 2026 at 11:26 AM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Good morning – Hope you are well. My apologies as this is taking longer than expected. My IT issues have not been resolved, but I am actively working with IT to get this fixed. Thank you for your patience.
>
> Best,
>
> Sonia Pryce
>
> Supervisory Government Information Specialist
>
> Freedom of Information and Privacy Act Branch
>
> National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

From: Clark <[redacted]>
Sent: Friday, July 24, 2026 3:15 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: [EXTERNAL] FOIA 65803 — friendly check-in

Dear Ms. Pryce,

I hope you're well. I'm just checking in on FOIA 65803.

When we last corresponded on July 6, you noted the case-management system issue was still being worked and that you hoped to be in touch once it was resolved. I understand these things are outside your control, and I appreciate how responsive and professional you've been throughout both 65719 and 65803.

No urgency on my end — I'm simply following up to see whether the system access has been restored, and whether you're now able to share the estimated completion date you'd mentioned once a page count was established.

Please don't let this add to your workload; whenever you have an update is fine. Thank you again for your continued attention to this request.

With appreciation,

Clark Warren Baker
[redacted]

On Monday, July 6th, 2026 at 2:52 PM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Good morning – IT issue has not been resolved yet, but actively in contact with IT on alternatives and a resolution. Thanks for checking in, hope to be in touch soon.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

From: Clark <[redacted]>
Sent: Monday, July 6, 2026 2:50 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: RE: [EXTERNAL] RE: FOIA 65803 — checking in after the systems issue

Dear Ms. Pryce,

Thank you for the note on July 2 letting me know about the upload/case-management system problem — I appreciate you flagging it rather than leaving me wondering. I hope your IT colleagues have been able to get it resolved.

No pressure on my end; I understand a technical outage is out of your hands. I'm simply checking in to see whether the system is back up, and — once it is — whether you're able to send along the estimated completion date for the 65803 search that we'd discussed for the July 3 update (following the page count on the 18,541 items).

I remain in agreement with everything we settled on June 26 — the narrowing of Searches 2 and 3, incorporating Fierer, Goodhart, and Gibson into 65803 under Alternative A, and the thread-preserving PDF format. Nothing on that needs revisiting. This is only about the timeline once your system allows it.

Thank you again for the careful work on this.

Sincerely,

Clark Baker

[redacted]

On Thursday, July 2nd, 2026 at 12:50 PM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Hi – noted.
>
> Best,
>
> Sonia Pryce
>
> Supervisory Government Information Specialist
>
> Freedom of Information and Privacy Act Branch
>
> National Heart, Lung and Blood Institute
>
> National Institutes of Health
>
> Rockledge I, 400A
>
> Office: (301) 435-7355
>
> Cell: (227) 245-5075
>
> Sonia.Pryce@nih.gov
>
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>
> **From:** Clark <[redacted]>
> **Sent:** Thursday, July 2, 2026 10:43 AM

To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: RE: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)

Ms. Pryce,

Thank you again for your continued work on 65803, and I understand the current systems issues are outside your control. No rush on this — I'm flagging it now only so it's in the queue.

When we narrowed 65803 on June 26, I agreed to omit the literal terms "AIDSTruth" and "AIDSTruth.org" from the OR-clause of Search 2 to reduce volume. That narrowing was sound for 65803's purpose, but the set of records those two terms would have returned is itself responsive to my broader interest and I do not want it lost. Accordingly, I am submitting this as a separate, new FOIA request so it can be processed on its own track and will not delay 65803.

Requested records: All records and correspondence, from January 1, 2008 to the present, containing the terms "AIDSTruth" OR "AIDSTruth.org", held by the same offices and custodians already identified in 65803.

I request that this run after 65803 production is complete, so 65803 remains your priority. I'm happy to discuss date-range or custodian limits if the volume proves unwieldy, and to address any fee questions at that time.

Please confirm receipt and a new request number when convenient.

Respectfully,

Clark Baker

[redacted]

Vero Beach, FL 32967

[redacted]

On Thursday, July 2nd, 2026 at 6:43 AM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Hi Mr. Baker - I have been experiencing some systems issues, and I am unable to upload the records to our case management system, so I will be unable to provide any updates related to your case at this time. I am actively working with IT POCs to get these issues resolved. I hope to be in touch soon. Thanks.
>
> Best,
>
> Sonia Pryce
>
> Supervisory Government Information Specialist
>
> Freedom of Information and Privacy Act Branch
>
> National Heart, Lung and Blood Institute
>
> National Institutes of Health
>
> Rockledge I, 400A
>
> Office: (301) 435-7355
>
> Cell: (227) 245-5075
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> Sonia.Pryce@nih.gov
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> ---
>
> **From:** Clark <[redacted]>
> **Sent:** Friday, June 26, 2026 2:01 PM
> **To:** Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
> **Cc:** Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
> **Subject:** RE: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)
>
> Dear Ms. Pryce,

Thank you. That all works — the narrowed scope on Searches 2 and 3, Alternative A for incorporating Fierer, Goodhart, and Gibson into 65803, and the thread-preserving PDF format. I appreciate your willingness to take a second look at the custodian-addition question.

I will look forward to your July 3 update with the estimated completion date, and I will raise the rolling-production question again at that point once the page count and the inter-agency review picture are clearer.

Thank you for the careful work on this. Have a good weekend.

Sincerely,

Clark Warren Baker

[redacted]

Vero Beach, FL 32967

[redacted]

[redacted]

On Friday, June 26th, 2026 at 1:50 PM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Hi – Thanks for your willingness to narrow.
>
> Regarding production format, typically parent message and replies are one record vs. separated.
>
> Regarding the addition, at first glance, I thought the topic was different, but yes, Alternative A works. Once I organize our current search results, I'll incorporate the three custodians.
>
> In sum, you agree to amending search 2 and 3 to omit certain keywords; I will get back to you next Friday, July 3 with an estimated date of completion and I concur with Alternative A regarding your additions. Thanks again and have a good weekend.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

From: Clark [redacted]
Sent: Friday, June 26, 2026 1:39 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: RE: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)

Dear Ms. Pryce,

Thank you for the prompt and detailed response. I appreciate the clarity. Let me confirm where we are and raise one procedural concern.

On the keyword narrowing of Searches 2 and 3 — I understand and accept your clarified proposal:

- Search 2: Omit "AIDSTruth" and "AIDSTruth.org" from the OR-clause and "HIV" from the AND-clause. The named-individual

OR-clause and the remaining AND-clause anchors ("Baker" OR "OMSJ" OR "Farber" OR "Cornell" OR "Weill") remain unchanged.

- Search 3: Omit "AIDS" from the AND-clause. The named-individual OR-clause and the remaining AND-clause anchors ("Farber" OR "Harper") remain unchanged.

- Search 1: Unchanged, retaining the "HIV" and "AIDS" terms as currently structured.

I consent to the narrowing as you have now described it.

On the timeline — yes, please get back to me by Friday, July 3, 2026 with the estimated completion date once you have a page count for the 18,541 items. That timeline works.

On rolling production — understood that you cannot commit at this stage pending review for inter-agency consultation. I would appreciate revisiting the question once the page count is established and once the inter-agency review has clarified which records can be released on the agency's own authority. Rolling release on the records that do not require external consultation would be useful even if the consultation-dependent records are held for final batch production.

On production format — understood. PDF is acceptable. I would only ask that, where the agency's PDF production preserves email-thread structure (parent message and replies in a single PDF rather than as separated single-message PDFs), that format be preferred. This is a minor formatting preference, not a condition.

On the custodian addition — I would like to raise a procedural concern, respectfully.

The June 3, 2026 acknowledgment letter for FOIA 65803 expressly contemplated the email-amendment mechanism for adding custodians. The relevant language was: "you amended the scope of your request to

the custodians listed in your request and any additional custodians we identify while processing this request via email." I read that language as authorizing in-flight custodian additions to 65803 itself, rather than requiring a new FOIA case number for each subsequent custodian identified during processing.

Robert Fierer, Glenn L. Goodhart MD JD, and Steve D. Gibson are not new custodians for a new topic. They are additional custodians within the same network covered by 65803 — specifically, the network of individuals whose communications with the existing 65803 custodians (Folkers, Fauci, Morens, Dieffenbach, Marston, Eisinger, [redacted] Moore, [redacted] are the subject of the original request. Severing the three added custodians into a separate FOIA case would fragment the same network across two case files, restart the statutory clock on records that were timely amended into the existing request, and require re-litigation of the fee-waiver determinations already pending under 65803.

I respectfully request that the three custodians remain incorporated into 65803 as the June 3 acknowledgment language contemplated. If incorporation as a single in-flight amendment is no longer feasible at this stage of processing, I would propose two alternatives:

Alternative A: Treat the three custodians as a supplemental amendment within 65803 to be searched after the original-scope production is complete, processed under the same case number and the same fee-waiver determination.

Alternative B: If the agency must assign a new case number for processing reasons, please confirm in writing that (a) the new case will carry over the fee-waiver and expedited-processing determinations made for 65803, (b) the statutory clock for the new case will run from the original June 21, 2026 amendment date rather than the new case-number assignment date, and (c) the agency will coordinate the new case's search with 65803 to avoid duplicative production of records responsive to both.

I want to be cooperative on the procedural side, and I recognize you are managing a large request. I am simply asking that the procedural mechanism used not effectively narrow the substantive scope of what I have already requested within the statutory timeframe.

Thank you again for your work on this request. I am available by phone if it would be useful to discuss the custodian-addition question directly.

Sincerely,

Clark Warren Baker

[redacted]

Vero Beach, FL 32967

[redacted]

[redacted]

On Friday, June 26th, 2026 at 1:29 PM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Hi – Thanks for your prompt response. My responses are in red below.
>
> 1. The named-individual terms in Searches 2 and 3 remain unchanged. The unique-name terms are the load-bearing component of those searches and any further reduction in named individuals would substantively narrow the request rather than reduce its noise.
>
> The named individuals will remain unchanged.
>
> 2. The AND-clause anchors in Searches 2 and 3 remain unchanged: in Search 2, the AND-clause continues to require ("Baker" OR "OMSJ" OR "Farber" OR "Cornell" OR "Weill"); in Search 3, the AND-clause continues to require ("Farber" OR "Harper" OR "AIDS"). I read your proposal as omitting "AIDS" only from the OR-clause of Search 3, not from the AND-clause anchor, but I want to confirm that understanding explicitly because "AIDS" appears in both clauses and your message did not distinguish. Please confirm.

For Search 2, my proposal is to omit “AIDSTruth” and “AIDSTruth.org” from the OR-clause and “HIV” from the AND-clause.

Search Conditions: (“AIDSTruth” OR “AIDSTruth.org” OR “Bob Funkhouser” OR “Nathan Geffen” OR “John P. Moore” OR “John Moore” OR “Bette Korber” OR “Brian Foley” OR “Nicholas Bennett” OR “Jeanne Bergman” OR “Gregg Gonsalves” OR “Eduard Grebe” OR “Nicoli Nattrass” OR “Ken Witwer” OR “Martin Delaney” OR “Richard Jefferys” OR “Mark Wainberg” OR “Seth Kalichman” OR “Joseph S. Cervia” OR “Joseph Cervia” OR “Robert Gallo” OR “Robert C. Gallo” OR “Daniel Kuritzkes” OR “Daniel R. Kuritzkes” OR “Bruce Mirken” OR “Jeffrey Safrit” OR “Jeffrey T. Safrit” OR “Nathan Geffen” OR “Richard Jefferys”) AND (HIV OR Baker OR OMSJ OR Farber OR Cornell OR Weill)

For Search 3, my proposal is to omit “AIDS” from the AND-clause, please see highlight.
Search Conditions: ((“Adam Sitze” OR “Andrew Lackner” OR “Andrew A. Lackner” OR “Andrew Feinstein” OR “Dennis Burton” OR “Douglas Nixon” OR “Douglas F. Nixon” OR “Fernando Arenzana-Seisdedos” OR “Francois Venter” OR “Jack Lewis” OR “Lynn Morris” OR “Mark Heywood” OR “Matt Sharp” OR “Preston Marx” OR “Preston A. Marx” OR “Quentin Sattentau” OR “Ronald Veazey” OR “Ronald S. Veazey” OR “Ryan Clary” OR “Sanjay Basu” OR “Simon Wain-Hobson” OR “Sipho Mthathi” OR “Zackie Achmat” OR “Premesh Lalu” OR “Polly Clayden” OR “Keith Alcorn” OR “Julie Davids” OR “Ingrid Meintjes” OR “Nokhwezi Hoboyi” OR “Sharon Ekambaram” OR “Andrew McMichael” OR “Dana Gabuzda” OR “Donald Kennedy” OR “Michael Lederman” OR “Michael M. Lederman” OR “Richard Marlink” OR “Catherine Wilfert” OR “Luc Montagnier”) AND (Farber OR Harper OR AIDS))

3. Search 1 — the search anchored on Folkers, Fauci, Morens, Dieffenbach, Marston, Eisinger, [redacted] [redacted] John P. Moore, [redacted] [redacted] and the three custodians added by my June 21 amendment (Fierer, Goodhart, Gibson) — retains the "HIV" and "AIDS" terms as currently structured. The narrowing applies only to Searches 2 and 3, not Search 1.

Correct, this narrowing only applies to Searches 2 and 3.

A. Please confirm receipt and incorporation of the three custodians added by my June 21 email amendment (Robert Fierer; Glenn L. Goodhart MD JD; Steve D. Gibson, Tennessee Bar #016699). Your June 26 message addresses the keyword narrowing but does not explicitly confirm the custodian addition.

I am confirming receipt, but that will be a new request. Given the volume here and the several different parts, adding this will make it more voluminous and a bit complicated since the search is already in progress.

B. With the narrowed scope, please provide an updated production-timeline estimate. The original acknowledgment did not commit to a specific timeline given the search volume; with the volume reduced by roughly seventy-five percent, I would appreciate a target completion window so I can plan accordingly.

So the volume reduction is only for Search 2 and 3. In total, there are 18,541 items for the whole request. I need some time to get this into the system and see how many pages there are total and then I can give a more accurate estimated date of completion. Can I get back to you by next Friday?

C. Rolling production. Would the agency consider releasing responsive records on a rolling basis — quarterly or monthly batches as records clear exemption review — rather than holding all responsive records until the entire production is complete? Rolling release would let me begin reviewing records sooner and would reduce the agency's burden of staging a single large final production.

I can’t commit to this at the moment as I would have to review the records to see if any other offices or agencies may be involved, but yes, we do consider rolling releases when appropriate.

D. Production format. Where the agency's systems support it, I would prefer production in native electronic format (.eml, .msg, or .pst) with original attachments preserved, rather than printed-to-PDF format with attachments separated into exhibits. Native format preserves the email-thread structure, headers, and metadata that are useful for downstream analysis. If native format is not feasible at NHLBI, PDF with

attachments retained as separate but linked files would be acceptable.

Records are sent in PDF format.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

From: Clark <[redacted]>
Sent: Friday, June 26, 2026 12:48 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: RE: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)

Dear Ms. Pryce,

Thank you for the prompt update and for the candor on the search volume. I appreciate the careful work you and your team are doing on this request.

I am willing to omit "HIV," "AIDS," "AIDSTruth," and "AIDSTruth.org" as standalone keywords in Searches 2 and 3, on the following conditions:

1. The named-individual terms in Searches 2 and 3 remain unchanged. The unique-name terms are the load-bearing component of those searches and any further reduction in named individuals would substantively narrow the request rather than reduce its noise.

2. The AND-clause anchors in Searches 2 and 3 remain unchanged: in Search 2, the AND-clause continues to require ("Baker" OR "OMSJ" OR "Farber" OR "Cornell" OR "Weill"); in Search 3, the AND-clause continues to require ("Farber" OR "Harper" OR "AIDS"). I read your proposal as omitting "AIDS" only from the OR-clause of Search 3, not from the AND-clause anchor, but I want to confirm that understanding explicitly because "AIDS" appears in both clauses and your message did not distinguish. Please confirm.

3. Search 1 — the search anchored on Folkers, Fauci, Morens, Dieffenbach, Marston, Eisinger, [redacted] John P. Moore, [redacted] and the three custodians added by my June 21 amendment (Fierer, Goodhart, Gibson) — retains the "HIV" and "AIDS" terms as currently structured. The narrowing applies only to Searches 2 and 3, not Search 1.

If those three conditions are met, I consent to the narrowing as proposed.

Separately, four procedural matters:

A. Please confirm receipt and incorporation of the three custodians added by my June 21 email amendment (Robert Fierer; Glenn L. Goodhart MD JD; Steve D. Gibson, Tennessee Bar #016699). Your June 26 message addresses the keyword narrowing but does not explicitly confirm the custodian addition.

B. With the narrowed scope, please provide an updated production-timeline estimate. The original acknowledgment did not commit to a specific timeline given the search volume; with the volume reduced by roughly seventy-five percent, I would appreciate a target completion window so I can plan accordingly.

C. Rolling production. Would the agency consider releasing responsive records on a rolling basis — quarterly or monthly batches as records clear exemption review — rather than holding all responsive records until the entire production is complete? Rolling release would let me begin reviewing records sooner and would reduce the agency's burden of staging a single large final production.

D. Production format. Where the agency's systems support it, I would prefer production in native electronic format (.eml, .msg, or .pst) with original attachments preserved, rather than printed-to-PDF format with attachments separated into exhibits. Native format preserves the email-thread structure, headers, and metadata that are useful for downstream analysis. If native format is not feasible at NHLBI, PDF with attachments retained as separate but linked files would be acceptable.

Thank you again for your work on this request. I am available to discuss further by phone if it would be useful — my number is in the signature line below.

Sincerely,

Clark Warren Baker

[redacted]

Vero Beach, FL 32967

[redacted]

[redacted]

On Friday, June 26th, 2026 at 10:42 AM, Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov> wrote:

> Good morning,
>
> As mentioned, some of the search results were voluminous. Are you willing to omit “HIV,” “AIDS,” “AIDSTruth” and “AIDSTruth.org” as keywords? All other keywords will remain the same.
>
> Search 2 – omit “AIDSTruth” & “HIV”
>
> Search Conditions: **(“AIDSTruth” OR “AIDSTruth.org” OR “Bob Funkhouser” OR “Nathan Geffen” OR “John P. Moore” OR “John Moore” OR “Bette Korber” OR “Brian Foley” OR “Nicholas Bennett” OR “Jeanne Bergman” OR “Gregg Gonsalves” OR “Eduard Grebe” OR “Nicoli Nattrass” OR “Ken Witwer” OR “Martin Delaney” OR “Richard Jefferys” OR “Mark Wainberg” OR “Seth Kalichman” OR “Joseph S. Cervia” OR “Joseph Cervia” OR “Robert Gallo” OR “Robert C. Gallo” OR “Daniel Kuritzkes” OR “Daniel R. Kuritzkes” OR “Bruce Mirken” OR “Jeffrey Safrit” OR “Jeffrey T. Safrit” OR “Nathan Geffen” OR “Richard Jefferys”) AND (HIV OR Baker OR OMSJ OR Farber OR Cornell OR Weill)**
>
> Search 3 – omit “AIDS”
>
> Search Conditions: **((“Adam Sitze” OR “Andrew Lackner” OR “Andrew A. Lackner” OR “Andrew Feinstein” OR “Dennis Burton” OR “Douglas Nixon” OR “Douglas F. Nixon” OR “Fernando Arenzana-Seisdedos” OR “Francois Venter” OR “Jack Lewis” OR “Lynn Morris” OR “Mark Heywood” OR “Matt Sharp” OR “Preston Marx” OR “Preston A. Marx” OR “Quentin Sattentau” OR “Ronald Veazey” OR “Ronald S. Veazey” OR “Ryan Clary” OR “Sanjay Basu” OR “Simon Wain-Hobson” OR “Sipho Mthathi” OR “Zackie Achmat” OR “Premesh Lalu” OR “Polly Clayden” OR “Keith Alcorn” OR “Julie Davids” OR “Ingrid Meintjes” OR “Nokhwezi Hoboyi” OR “Sharon Ekambaram” OR “Andrew McMichael” OR “Dana Gabuzda” OR “Donald**

Kennedy" OR "Michael Lederman" OR "Michael M. Lederman" OR "Richard Marlink" OR "Catherine Wilfert" OR "Luc Montagnier") AND (Farber OR Harper OR AIDS))

With these terms, Search 2 yielded ~30,000 items and Search 3 yielded 13,000 items. If we removed these terms, those numbers go down to ~10,000 items and 1,400 items, respectively. I'd like to clarify that we often see the inclusion of these broad terms pull in lots of non-responsive material because of how general they are, for example, AIDS can be in someone's signature line and will pull in each and every one of their e-mails even when paired with other terms. Since the topic is HIV/AIDS, we believe the search would still include what you are looking for as we still have several unique terms as search terms.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

NIH National Heart, Lung, and Blood Institute

From: Pryce, Sonia (NIH/NHLBI) [E]
Sent: Thursday, June 25, 2026 1:57 PM
To: 'Clark' <c[redacted]>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>

Subject: RE: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)

Good afternoon – Sorry for the delayed response as I was out earlier this week. I already initiated the search for the original request and some parts were voluminous. I am working through that at the moment. I will reach back out next week to discuss narrowing the original request and whether we can incorporate the additional items you requested OR if we should process that as a separate request. Thanks.

Best,

Sonia Pryce

Supervisory Government Information Specialist

Freedom of Information and Privacy Act Branch

National Heart, Lung and Blood Institute

National Institutes of Health

Rockledge I, 400A

Office: (301) 435-7355

Cell: (227) 245-5075

Sonia.Pryce@nih.gov

From: Clark <[redacted]>
Sent: Sunday, June 21, 2026 6:22 PM
To: Pryce, Sonia (NIH/NHLBI) [E] <sonia.pryce@nih.gov>
Cc: Manheim, Marianne (NIH/NHLBI) [E] <marianne.manheim@nih.gov>
Subject: [EXTERNAL] FOIA 65803 — Email Amendment Adding Three Custodians (Fierer, Goodhart, Gibson)

Dear Ms. Pryce,

This message amends the scope of my pending FOIA request 65803, consistent with the acknowledgment language of June 3, 2026 (“you amended the scope of your request to the custodians listed in your request and any additional custodians we identify while processing this request via email”).

I am adding three additional custodians and search-term subjects to the request:

1. Robert Fierer

- Search variants: “Robert Fierer,” “Bob Fierer,” “R. Fierer,” “Fierer, Robert”
- Scope: any NIH, NIAID, or NHLBI records, correspondence, contracts, grants, payments, complaints, referrals, or communications referencing this individual in any role (counsel, consultant, complainant, witness, party, recipient, or third-party subject), from January 1, 2008 through the present.

2. Glenn L. Goodhart, M.D., J.D.

- Search variants: “Glenn Goodhart,” “Glenn L. Goodhart,” “G. Goodhart,” “Goodhart, Glenn,” “Goodhart, Glenn L.,” “Goodhart MD JD,” and the alternative spellings “Goodheart” / “Good Hart” as fallback
- Known email: glenn@publicprotectionlawyer.com
- Known address (2008 of record): 6065 Roswell Road, Northside Tower, Suite 410, Sandy Springs, GA 30328
- Scope: any NIH, NIAID, or NHLBI records, correspondence, contracts, grants, payments, complaints, referrals, or communications referencing this individual in any role, from January 1, 2008 through the present.

3. Steve D. Gibson (Tennessee Bar #016699)

- Search variants: “Steve Gibson,” “Steve D. Gibson,” “Stephen Gibson,” “S. Gibson,” “Gibson, Steve,” “Gibson, Steve D.”
- Known address (2008 of record): 808 Broadmoor Dr., Nashville, TN 37216
- Scope: any NIH, NIAID, or NHLBI records, correspondence, contracts, grants, payments,

complaints, referrals, or communications referencing this individual in any role, from January 1, 2008 through the present.

The substantive scope of the underlying request — including the temporal window, the document categories, and the existing custodians (Folkers, Fauci, Morens, Dieffenbach, Marston, Eisinger, [redacted] / [redacted], [redacted], John P. Moore, [redacted] and any AIDSTruth contributors, Farber-rebuttal co-authors, or Harper's-letter signatories already named) — remains as previously stated and acknowledged.

This amendment does not restart the statutory clock; it is an in-flight scope addition under the email-amendment mechanism your June 3 acknowledgment expressly contemplates.

Please confirm receipt and that the three added custodians have been incorporated into the search-term corpus.

Sincerely,

Clark Baker

[redacted]

Vero Beach, FL 32967

[redacted]

On Wednesday, June 3rd, 2026 at 10:46 AM, Clark <[redacted]> wrote:

> Dear Ms. Pryce:
>
> Thank you for your June 3, 2026 acknowledgment assigning FOIA Case Number **65803** to my supplemental request, and for taking the time to identify the scope concerns. I will address each numbered question in turn, and I am narrowing where it makes sense to narrow. For clarity, I understand 65803 to be the operative tracking for the supplemental records-preservation demand of June 2, 2026 — separate from FOIA 65719, which closed with the 7-page production I received on June 2, 2026.
>
> **1. RE: "III. Search Terms" — records about me vs. records merely containing the terms.**

I am interested in records that **either** mention me or my organization **or** are responsive to the topical/contextual relationships I have built into the search-term list.

The categories I listed fall into two groups:

- **Sections A, B, C, and D (Clark Baker / OMSJ / specific OMSJ cases / [redacted]** — these are name-and-organization queries. Records that mention any of these names should be returned regardless of whether the rest of the record also mentions me, because the cases listed in Section B (Williams, Davis, Andrews, Hafford, Love, Coleman, Hendricks, Nagel, DeShong) are matters in which I served as expert investigator or in which my organization participated. They are the principal subject of my own work.

- **Sections E, F, G, H, and I (AIDSTruth contributors, Farber-rebuttal co-authors, Harper's-letter signatories, topical/institutional terms)** — these queries are responsive **only when paired** with a connection to my work, my casework, OMSJ, or the AIDS-denialism / HIV-criminalization frame. To clarify, I am **not** seeking every NIAID record that mentions, e.g., John P. Moore in any context. I am seeking records concerning John P. Moore (and the other listed individuals) that touch on the subject matter of my casework — that is, records discussing AIDS-denialism as a policy/communications matter, HIV criminalization, the Farber 2006 Harper's piece and the response to it, OMSJ, or me. I built several of the entries in Section I with explicit pairing language ("in conjunction with HIV, Baker, or OMSJ") to signal this.

If it helps the search workflow, the operative test is: **records concerning my activities, my organization, my casework, or the institutional response to my work — including records where I or OMSJ are mentioned directly, and records where I or OMSJ are the contextual subject even if not named.** A record discussing Section E individuals in an unrelated grants context, for example, is not what I am seeking.

I am content to defer to your judgment on close calls and am available to discuss any specific record

category by telephone.

2. RE: “II. Custodians” — “Offices (search all staff records)” is overly broad.

You are correct that “search all staff records” across the four named offices (NIAID OD, DAIDS, OCGR, OPGH) is broader than necessary. **I am willing to omit that line and limit my request to the list of named individual custodians in Section II.**

The named custodians (Folkers, Fauci, Morens, Dieffenbach, Marston, Moore, Eisinger) cover the offices I had in mind in their substantive positions; the office-wide sweep was a belt-and-suspenders backup that I now understand to be unworkable.

One narrow follow-up I would respectfully add: **if, in the course of searching the named custodians, you identify a clear pattern of responsive correspondence flowing through one or two additional individuals within the same offices** (for example, an executive assistant or deputy who routinely handled the named custodians’ correspondence on this subject), I would appreciate the opportunity to be told of that pattern so I can request, by name, that those additional custodians be searched. That is a follow-up step, not part of the present request.

3. RE: “IV. Specific factual inquiry — [redacted] / [redacted] records” — appears duplicative of Section III.

Section IV is **not** intended to run the same search again. It is a request for **a different category of records** — records relating to administrative or institutional matters concerning that individual (his placement at NIH-funded institutions, the issuance of state/federal identification documents in different names, and inter-agency communications about him) — that may not surface in a keyword search of subject-matter correspondence.

A few clarifying examples of what Section IV is asking for that Section III is not:

- A record reflecting Kuritzky’s research-fellow placement at an NIAID-funded institution — that may appear in a grants-administration file, a

personnel-action record, or an institutional-affiliation database, not in a piece of subject-matter correspondence about HIV or AIDS denialism.

- A communication from NIAID to USCIS, SSA, DHS, FBI, or a U.S. Attorney's Office concerning the use of multiple identities by this individual — this is an inter-agency communication that may not contain the keyword "[redacted] at all if it referenced him only by "Bender" or by case number, and that may sit in a referrals or compliance file rather than substantive correspondence.
- Court-filing-related records (depositions, declarations, court filings, referrals) that NIAID personnel may have generated, received, or been copied on, including but not limited to the *In re Baker /* [redacted] *v. Baker* matter in the Central District of California Bankruptcy Court.

In other words, Section III is a **subject-matter keyword search** of NIAID correspondence; Section IV is a **records inquiry** about a specific individual's administrative and inter-agency footprint at NIAID. I would not expect the same search to capture both.

If the agency does not maintain records of the categories described in Section IV, a written response so stating would be a sufficient response to that section.

4. RE: parts of the request that are outside FOIA's scope (creating records, conducting research, answering questions).

Understood. I am not asking the agency to create new records, conduct research, analyze data, or answer factual questions. To the extent the language of my prior letter could be read that way, I withdraw the request for any such product.

To be specific: where my supplemental letter requested "written confirmation" of preservation status, records-disposition status for Mr. Folkers, etc., I understand the agency's obligation is to produce **existing records** that reflect those facts (e.g., a litigation-hold notice, a records-disposition memorandum, a Capstone-eligibility designation, a transfer-to-NARA notation). I am not asking the agency to draft new documents to answer

those questions. If the records I have asked about exist, I would like them produced; if they do not exist, a written acknowledgment that no responsive records exist will satisfy that portion of the request.

5. RE: NIH records-retention policies (NIH Manual Chapter 1743).

Understood. I have reviewed the linked policy and I am aware that responsive records may have been disposed of in accordance with established retention schedules. Where that is the case for any portion of the requested time period or for any individual custodian (Mr. Folkers's separation in or about December 2022 being the most relevant example), I would appreciate a written statement to that effect identifying (a) the records-disposition schedule applied, (b) the date of disposition, and (c) whether any Capstone-eligible permanent records were preserved or transferred to NARA. As above: not creating new records — producing existing disposition documentation, or stating that none exists.

Summary of where this leaves the scope:

- Custodians: **narrowed** to the seven named individuals in Section II; the office-wide sweep is withdrawn.
- Search terms (Sections A–D, Clark Baker / OMSJ / cases / [redacted] unchanged — records mentioning these terms regardless of pairing.
- Search terms (Sections E–I, AIDSTruth and topical): **pair-matched** — responsive only when connected to my casework, OMSJ, AIDS-denialism as a policy/communications subject, HIV criminalization, the Farber/Harper's matter, or me personally.
- Section IV: clarified as a **different category of records** (administrative, inter-agency, court-related) — not a duplicate of Section III. If no responsive records, a written statement so stating is acceptable.
- I am not asking the agency to create new records, conduct research, or answer questions.
- Records-retention statement: I am asking for existing disposition documentation, not for new analytical product.

If any of the above remains unclear or if there are further scope concerns I can address, I welcome a phone call. I am available at your convenience; please advise a time and number and I will call.

Thank you again for the care and professionalism you have brought to this request.

Respectfully,

Clark Baker

[redacted]

Vero Beach FL 32967

[redacted]

https://rkoch.substack.com/

On Wednesday, June 3rd, 2026 at 10:38 AM, sonia.pryce@nih.gov <sonia.pryce@nih.gov> wrote:

> Dear Mr. Baker,
>
> Please see the attached correspondence regarding your FOIA request, NIH received June 3, 2026. We will contact you again if we learn of any questions or have additional information to share about the processing of your request.
>
> Sincerely,
> Sonia Pryce
> NHLBI

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